

ORDINANCE NO. 3

SERIES 1974

AN ORDINANCE VACATING THE ALLEY (12' 5" WIDE) RUNNING NORTH AND SOUTH THROUGH BLOCK TWO (2) IN NORTH ELGIN ADDITION TO THE CITY OF ELGIN, OREGON, AND EXTENDING IN A SOUTHERLY DIRECTION FROM THE INTERSECTION OF SIAD ALLEY WITH THE SOUTH LINE OF ADELE TERRACE TO THE NORTH LINE OF DETROIT STREET IN SAID CITY AND FOR THE VACATION OF THE ALLEY (12' 5" WIDE) RUNNING NORTH AND SOUTH THROUGH BLOCK THREE (3) IN NORTH ELGIN ADDITION TO THE CITY OF ELGIN, OREGON AND EXTENDING IN A SOUTHERLY DIRECTION FROM THE INTERSECTION OF SAID ALLEY WITH THE SOUTH LINE OF ADELE TERRACE TO THE NORTH LINE OF DETROIT STREET IN SAID CITY:

WHEREAS, the Common Council of the City of Elgin has heretofore caused an examination to be made of those alleys hereinafter described and of the properties and adjacent to and adjoining the same and situated in the immediate vicinity thereof, and has found that vacation of those alleys hereinafter described will not in any way effect the market value of adjoining, adjacent and closely situated properties and that the public interest will not be prejudiced thereby and,

WHEREAS, on the 9th day of April, 1974, the Common Council of the City of Elgin, Oregon, duly passed and adopted a resolution to initiate proceedings to vacate those alleys thereafter described and thereby declared its intention to make such vacation without a petition or consent of the property owners and fixed Tuesday, May 14, 1974, at the hour of 8 o'clock P. M. at the Council Chambers in the City Hall of Elgin, Union County, Oregon, as the time for hearing and all objections and remonstrances to such vacation, and

WHEREAS, notice of such vacation was duly published in the Elgin Recorder a weekly newspaper of general circulation printed and published in Elgin, Union County, Oregon for four consecutive and successive weeks, beginning with the issue of said newspaper dated the 18th day of April, 1974 and ending with the issue of said newspaper dated May 9, 1974, due proof of such publication having heretofore been filed with the City Recorder of Elgin, Union County, Oregon, and

WHEREAS, notice of such vacation was duly posted on the 22 day of April, 1974 in four public places in the City of Elgin, Union County, Oregon, all in public view, to-wit: one at the intersection of the alley running North and South through Block 2, in North Elgin Addition to the City of Elgin, Oregon, and Detroit Street in said City, one at the intersection of said immediately hereinabove described alley and Adele Terrace in said City, one at the intersection of the alley running North and South through Block 3 in North Elgin Addition to the City of Elgin, Oregon, and

Detroit Street in said City, one at the intersection of the alley immediately hereinabove described and Adele Terrace in said City, due proof of such posting having been filed heretofore with the City Recorder of Elgin, Union County, Oregon, and,

WHEREAS, at the time and place fixed for hearing on said vacations, to-wit: 8 o'clock P. M. on Tuesday, the 14th day of May, 1974, at the Council Chambers in the City Hall of Elgin, Union County, Oregon, said hearing was held and objections to such vacation or remonstrances thereto were made in writing and filed with the City Recorder of Elgin, Union County, Oregon, prior to the time of such hearing and no one appeared at such hearing and made any objection or remonstrance to such vacation,

NOW THEREFORE, THE PEOPLE OF THE CITY OF ELGIN DO ORDAIN AS FOLLOWS:

Section 1. That the alley running North and South through Block 2, in North Elgin Addition to the City of Elgin, Oregon, and extending in a southerly direction from the intersection of said alley with the South line of Adele Terrace to the North line of Detroit Street in said City and for the vacation of the alley running North and South through Block 3, in North Elgin Addition to the City of Elgin, Oregon, and extending in a southerly direction from the intersection of said alley with the South line of Adele Terrace to the North line of Detroit Street in said City, be and the same is hereby vacated and that part of the plat showing said alley as hereinabove described shall henceforth be held for nought, and the title to said vacated alley shall be and remain as provided by law.

Section 2. That the City Recorder of Elgin, Union County, Oregon, is hereby directed to cause a certified copy of this Ordinance, to be recorded in the records of plat vacations in the office of the County Clerk of Union County, Oregon, and also cause to be filed certified copies of this Ordinance with the County Assessor of Union County, Oregon.

Section 3. It appearing that the alleys hereinabove described as now being vacated have not been for many years last past open to public travel and that several property owners have constructed buildings on said alleys and it is therefore necessary for the preservation of the peace and quiet of the City of Elgin that this Ordinance shall take effect immediately upon its passage and approval, and an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and

posting as required by the Charter of the City of Elgin.

PASSED this 14th day of May, 1974, by 6 Council members voting therefor.

Walter L. Stein
Mayor

ATTEST

Ron Scoubes
City Recorder

The undersigned Ron Scoubes certifies that he is the duly appointed and active City Recorder of the City of Elgin, Oregon, and that the foregoing

document consisting of two (2) pages is a true and correct copy of the Ordinance on file in the office of the City of Elgin, Oregon and that the same is in full force and effect.

Ron Scoubes
Ron Scoubes
City Recorder

54760

INDEXED

STATE OF OREGON }
County of Union } ss

I certify that the within instrument
of writing was received for record on
the 19 day of
March 19 75 at 2:45
o'clock P M., and recorded on page
1 in book 1 Record of
Deeds of said County.
SHIRLEY L. BOLIN County Clerk,
By Barbara C. Baker Deputy.

EATON'S
(CORRASABLE)
BOND
USA
BRITISH